



BOX MISSING PARTS
PATENT
4082-0134P

MP#
173

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Jacques P. TREMBLAY Conf.: 3069
Appl. No.: 10/058,281 Group: Unassigned
Filed: January 30, 2002 Examiner: UNASSIGNED
For: COMPOSITIONS COMPRISING PRECONDITIONED
MYOBLASTS HAVING ENHANCED FUSION
PROPERTIES

THIS IS NOT A NEW PATENT APPLICATION

LETTER SUBMITTING DOCUMENTS
FOR COMPLETION OF AN APPLICATION
PURSUANT TO 37 C.F.R. § 1.53(f) and/or § 1.53(d)

BOX MISSING PARTS

Assistant Commissioner for Patents
Washington, DC 20231

MAY 15 2002

Sir:

The application papers for the above-identified application were originally filed on January 30, 2002 and the application was assigned Appl. No. 10/058,281.

DOCUMENTATION

- ☒ Under the provisions of 37 C.F.R. §§ 1.41(c) and 1.53(f), attached hereto is the executed Declaration of the inventor(s) (☒ original ☐ photocopy), necessary for completing the filing requirements in connection with the above-identified application.
- ☐ Under the provisions of 37 C.F.R. §§ 1.41(c) and 1.53(f), attached hereto is the executed Declaration that was attached to the specification at the time of execution. The attached

specification is a true copy of the specification that was filed in the U.S. Patent and Trademark office on January 30, 2002, including any amendments thereto (if applicable) filed on even date therewith.

☒ The undersigned hereby declares that "Attorney Docket No. 4082-0134P on page 1 of the attached inventors' Declaration, corresponds to Appl. No. 10/058,281, filed January 30, 2002, entitled "COMPOSITIONS COMPRISING PRECONDITIONED MYOBLASTS HAVING ENHANCED FUSION PROPERTIES."

☐ Attached are _____ () sheet(s) of formal drawings.

☒ Attached is a copy of the Notice to File Missing Parts of Nonprovisional Application.

☐ Attached is an English language translation of the above-identified application that was filed in a foreign language.

☐ See the attached Translator's Verification; or

☐ The undersigned states that the English translation attached hereto is a true and correct translation of the application as originally filed in a foreign language.

☒ Applicant claims small entity status under 37 C.F.R. § 1.27.

☒ Submitted concurrently herewith **under separate cover** for recording is an Assignment.

FEES

The Government Filing Surcharge(s) (37 C.F.R. § 1.16(e) and/or § 1.17(k)) and the basic Government Filing Fee(s) (37 C.F.R. § 1.16(a)-(d), if applicable) is/are attached hereto and calculated as follows:

- ☐ Basic Filing Fee(s): \$0.00 (37 C.F.R. § 1.16(a)-(d))
- ☒ The Government Filing Surcharge under 35 U.S.C. § 1.16(e)) for late filing of filing fee, oath and/or declaration:
 - ☐ Large Entity - \$130.00
 - ☒ Small Entity - \$ 65.00)
- ☐ The Government Filing Surcharge under 37 C.F.R. § 1.17(i)) for filing of translation of non-English Specification in the amount of \$130.00:
 - ☐ was previously paid for concurrently with the filing of the application on .
 - ☐ is attached hereto.
- ☐ No extension fee is required because the undersigned has not yet received the Notice to File Missing Parts of Nonprovisional Application. However, if for some reason it is determined that an extension of time is necessary, applicant hereby respectfully petitions for an extension of time for the filing of the present paper in accordance with the provisions of 37 C.F.R. § 1.136 and 37 C.F.R. § 1.17.
- ☐ Applicant hereby respectfully petitions for a () month(s) extension of time for the filing of the present paper in accordance with the provisions of 37 C.F.R. § 1.136 and 37 C.F.R. § 1.17. The required fee of \$0.00 is attached hereto.


Appl. No. 10/058,281

- ☒ Check(s) in the amount of \$65.00 to cover the basic filing fee(s), surcharge fee(s), and any extension of time fee(s) (if applicable) is/are enclosed.
- ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this transmittal form is enclosed.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 
Marc S. Weiner, #32,181

MSW/sh
4082-0134P

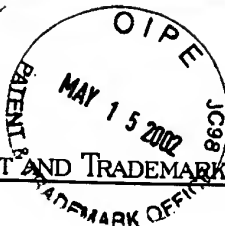
Attachments

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(Rev. 12/03/01)



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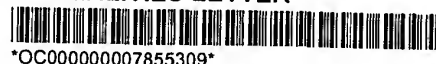
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/058,281	01/30/2002	Jacques P. Tremblay	4082-0134P

2292
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CONFIRMATION NO. 3069

FORMALITIES LETTER



OC000000007855309

Date Mailed: 04/12/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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